



MURIEL GOODE-TRUFANT  
Corporation Counsel

THE CITY OF NEW YORK  
**LAW DEPARTMENT**  
100 CHURCH STREET  
NEW YORK, NY 10007

JOSEPH M. HIRAOKA, JR.  
Senior Counsel  
Phone: (212) 356-2413  
Fax: (212) 356-1148  
jhiraoka@law.nyc.gov

April 4, 2025

**BY E.C.F.**

Honorable Colleen McMahon  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Ok, extension granted. Conference  
adjourned to 6/5/2025 at 10:30 AM

*Colleen McMahon*

Re: Edwin Lopez v. City of New York, et al., 24-CV-8466 (CM)

4/7/2025

Your Honor:

I am a Senior Counsel in the Office of Muriel Goode-Trufant, Corporation Counsel of the City of New York, representing defendant City of New York ("City") in this matter. Defendant City writes to respectfully request that the Court grant a 30-day extension of time for the City to answer, or otherwise respond to, the Complaint, from April 8, 2025 to May 8, 2025. Defendant City also requests that the initial conference scheduled for April 17, 2025 be adjourned to a date after May 8, 2025. Counsel for plaintiff, Thomas Mirigliano, Esq., consents to these requests.

This is the City's second request for an extension of time to answer or otherwise respond to the Complaint, and to adjourn the initial conference. I previously filed a request for an extension of time to answer or respond to the Amended Complaint, and to adjourn the initial conference on February 4, 2025, and the Court granted that request. The City's requests will not affect any other scheduled dates.

By way of background, plaintiff brings this action pursuant to 42 U.S.C. § 1983, alleging *inter alia* deprivation of rights in violation of the First, Fourth, Fifth, Eighth, and Fourteenth Amendments. More specifically, plaintiff alleges that he was subjected to excessive force on August 8, 2023 and August 15, 2023 while incarcerated on Rikers Island.

The requested extension of additional time is necessary to allow this Office additional time to investigate the allegations in the Complaint in accordance with its obligations under Rule

11(b) of the Federal Rules of Civil Procedure. We have requested relevant documents from the Department of Correction, but have not yet received sufficient documentation to properly evaluate the allegations in the Complaint. The additional requested time should permit this Office time to collect records from the Department of Correction in order to assess the claims and properly respond to the Complaint.

For the foregoing reasons, defendant City respectfully requests that this Court grant a 30-day extension of time for the City to answer or otherwise respond to the Complaint, from April 8, 2025 to May 8, 2025, and that the initial conference scheduled for April 17, 2025 be adjourned to a date after May 8, 2025 to allow the City additional time to investigate the allegations in the Complaint.

Thank you for your consideration herein.

Respectfully submitted,

/s/ Joseph M. Hiraoka, Jr.

Joseph M. Hiraoka, Jr.

*Senior Counsel*

Special Federal Litigation Division

cc: By E.C.F.  
Thomas Mirigliano, Esq.  
*Attorney for Plaintiff*